

Before the
Federal Communications Commission
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)	
)	
Amendment of Section 73.202(b))	MM Docket No. 99-123
(Table of Allotments))	RM-9502
FM Broadcast Stations)	
)	
Royston and Commerce, Georgia)	

To: Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau

SUPPLEMENT TO COMMENTS

Southern Broadcasting of Athens, Inc. ("Southern"), licensee of WPUP(FM), Royston, Georgia, hereby respectfully submits the attached additional public interest showing with respect to the Commission's *Notice of Proposed Rule Making* ("NPRM"), DA 99-727, 14 FCC Rcd 6460, released April 16, 1999, that proposes to amend the FM Table of Allotments (Section 73.202) to reallocate Channel 279C3 from Royston, Georgia, to Commerce, Georgia. In support whereof, the following is shown:¹

At Southern's request, on April 16, 1999, the Commission released the NPRM proposing to reallocate Channel 279C3 from Royston, Georgia, to Commerce, Georgia. On June 8, 1999, Southern timely filed supporting comments. No other comments of any type were filed by any other party. In the NPRM, the Commission requested Southern to file a "gain and loss study" as to the number of listeners who would be served by the new allotment and those who would lose service provided from WPUP's current transmitter site. Southern timely provided this information. No request was made for a showing of the other services to Royston or Commerce.

¹ Also being submitted today is a Motion for Leave to Supplement Record.

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In connection with the Commission's consideration of Southern's request, Southern is hereby submitting a public interest showing prepared by its technical consultant depicting the radio service provided to the communities to Royston and Commerce. The attached public interest showing includes a plot of all 60 dBu(1.0mV/m) contours and .5 mV/m AM contours for the stations providing service to the communities of Royston and Commerce. The technical statement indicates that a total of thirty (30) stations presently provide service to Royston and twenty-seven (27) stations provide service to Commerce. In addition to the other information already provided which demonstrates that it would be in the public interest and consistent with Section 307(b) of the *Communications Act* to make the reallocation requested, since both Commerce and Royston are well-served and Commerce is currently served by fewer stations than Royston, it would be in the public interest and consistent with Section 307(b) to reallocate Channel 279C3 to Commerce, Georgia.

Wherefore, it is respectfully requested that the Commission promptly issue a Report and Order reallocating Channel 279C3 from Royston to Commerce, Georgia, and modifying the license of WPUP for operation on Channel 279C3 at Commerce.

Respectfully submitted,

**SOUTHERN BROADCASTING
OF ATHENS, INC.**



By: _____
Gary S. Smithwick
Its Attorney

SMITHWICK & BELENDIUK, P.C.
1990 M Street, N.W., Suite 510
Washington, D.C. 20036
(202) 785-2800

March 20, 2000

**SOUTHERN BROADCASTING
OF ATHENS, INC.
WPUP(FM)**

PUBLIC INTREST SHIOWING

MARCH - 2000

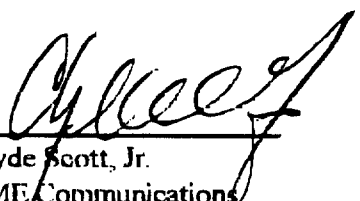
The following technical statement and related exhibits, have been prepared on behalf of Southern Broadcasting of Athens, Inc. and is offered in support of the application to allocate Commerce, Georgia as the city of license for FM radio station WPUP, presently licensed to Royston, Georgia.

All plots describe the 60 dBu (1.0 mV/m) F 50:50 FM Contours and the .5 mV/m AM Contours.

Exhibit - 1 is a visual plot defining the number of services presently serving the city of Royston, Georgia.
Exhibit - 1A is a text printout of all plotted stations.

Exhibit - 2 is a visual plot defining the number of services presently serving the city of Commerce, Georgia.
Exhibit - 2A is a text printout of all plotted stations.

A total of thirty (30) stations presently serve Royston and twenty seven (27) serve Commerce.



Clyde Scott, Jr.
EME Communications
912-890-2506

Duopoly Study

Center = 34 16 50 N, 83 07 09 W

03-19-2000


Call	Coordinates		Dist.	Bear.	Chan.	Pwr.	City	State	File #
WBIC	341650	830709	0	0	0810	0.2	ROYSTON	GA	BL890105AC
WALRFM	335156	834934	79.9	234.9	284C1	100	Athens	GA	BLH890707KA
WANS	343217	824128	48.6	53.8	1280	5	ANDERSON	SC	BL850123AB
WBKZ	340052	832711	42.7	226.2	0880	5	JEFFERSON	GA	BL861027AJ
WCONFM	343124	834046	58.1	297.9	257C2	19	Cornelia	GA	BLH891201KA
WDUN	342008	834732	62.3	275.8	0550	10	GAINESVILLE	GA	BL970401AM
WEHR	335922	824623	45.4	135.4	286A	6	Elberton	GA	BLH980521KC
WESC	345310	822803	89.9	41.4	0660	50	GREENVILLE	SC	BL841018AD
WESCFM	350816	823631	106	25.9	223C	100	Greenville	SC	BLH800811AB
WFBCFM	350640	823617	103.5	26.8	229C	100	Greenville	SC	BLH6444
WFOX	340732	835132	70.3	256	246C	100	Gainesville	GA	BLH980825KB
WGMG	335518	831414	41.3	195.3	271C3	10	Crawford	GA	BLH960626KB
WJJC	341257	832609	30	256.2	1270	5	COMMERCE	GA	BL820419AF
WJMZFM	344206	823620	66.4	45	297C	100	Anderson	SC	BLH790510AD
WKLY	342128	825835	15.7	56.7	0980	1	HARTWELL	GA	
WLET	343523	831911	38.9	331.9	1420	5	TOCCOA	GA	BL850114AB
WMJE	342905	833824	53	295.6	275C3	16	Clarkesville	GA	BLH920304KC
WMUUFM	345629	822441	97.9	41.2	233C	100	Greenville	SC	BLH6867
WNEG	343415	831935	37.4	329.6	0630	0.5	TOCCOA	GA	
WNGC	340502	831918	28.7	220.5	238C	100	Athens	GA	BMLH930923KC
WPEK	344115	825913	46.7	15	251C	100	Seneca	SC	BLH980629KB
WPUP	341413	831603	14.5	250.5	279C3	25	Royston	GA	BLH920113KD
WRFC	335958	832600	42.6	222.9	0960	5	ATHENS	GA	BL860624AA
WR1X	342814	823803	49.3	64.5	1020	10	HOMELAND PARK	SC	BL890913AD
WROQ	343851	821613	88	62.1	266C	100	Anderson	SC	BLH870204LD
WSSLFM	343419	820641	98.1	70.4	263C	100	Gray Court	SC	BMLH930820KC
WSTEFM	344346	832929	60.4	325.8	291C	100	Toccoa	GA	BLH860610KA
WWRK	340645	825252	28.8	130.4	1400	1	ELBERTON	CA	
WWRKFM	340145	825516	33.3	146.8	221A	3	Elberton	GA	BLH6027
WYAY	340732	835132	70.3	256	294C	100	Gainesville	GA	BLH970701KZ

Number in list- 30

EXHIBIT - 1A

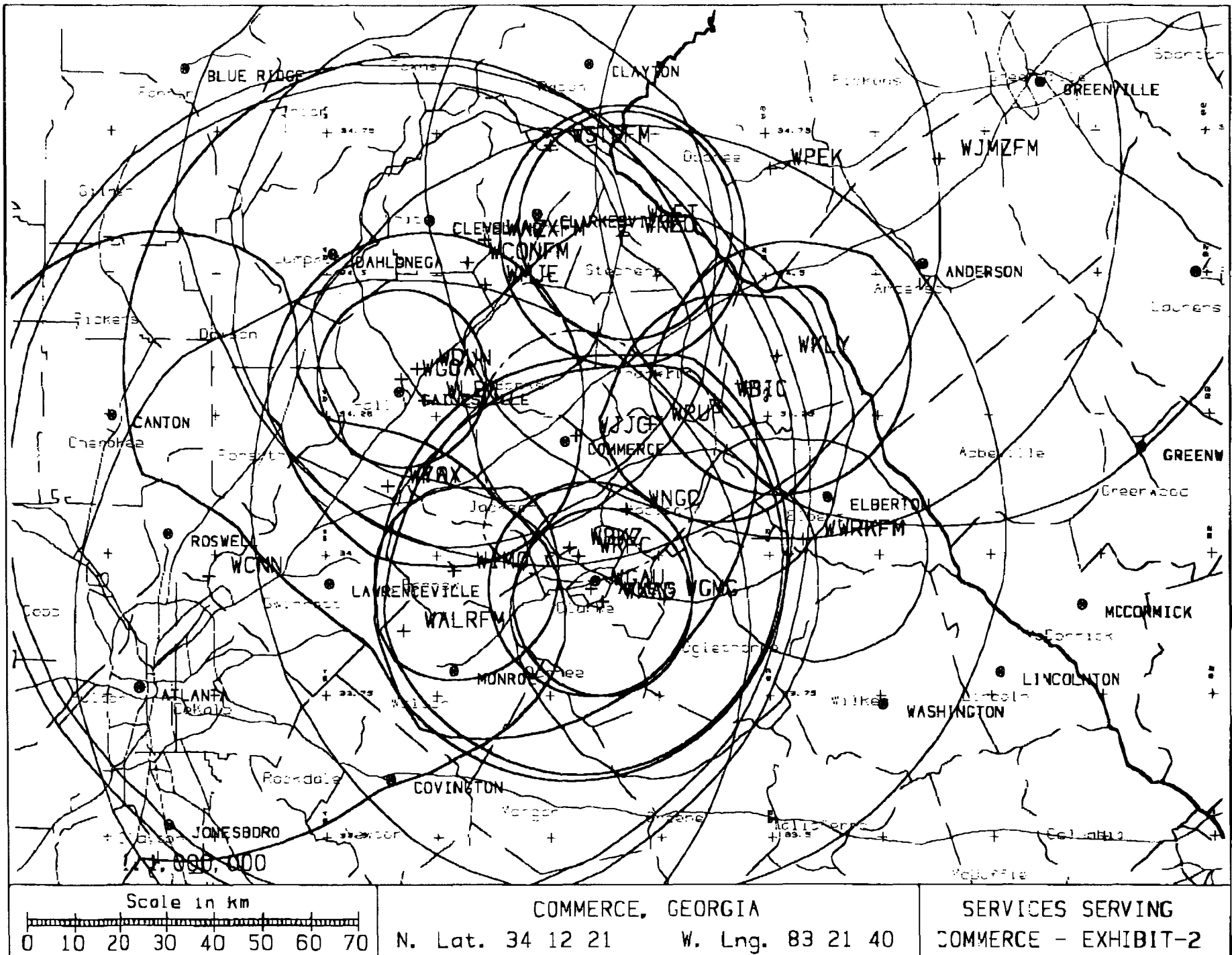
STATIONS PRESENTLY SERVING ROYSTON

SOUTHERN BROADCASTING OF ATHENS, INC.

EME  PROFESSIONAL ENGINEERING SERVICES
FOR THE PROFESSIONAL BROADCASTER

COMMUNICATIONS

293 JC SAUNDERS ROAD
MOULTREE, GEORGIA 31768
(912)890-2506 (912)985-0864 Fax



Duopoly Study

Center = 34 12 21 N, 83 21 40 W

03-19-2000

Call	Coordinates		Dist.	Bear.	Chan.	Pwr.	City	State	File #
WJJC	341257	832609	7	279.2	1270	5	COMMERCE	GA	BLH20419AF
WALRFM	335156	834934	57.2	228.7	284C1	100	Athens	GA	BLH890707KA
WAZXFM	343349	833826	47.3	327.3	270A	3.2	Cleveland	GA	BLH890606KF
WBIC	341650	830709	23.8	69.4	0810	0.2	ROYSTON	GA	BL890105AC
WBKZ	340052	832711	22.9	201.7	0880	5	JEFFERSON	GA	BL861027AJ
WCNN	335742	841548	87.6	252.2	0680	50	NORTH ATLANTA	GA	BL851031AJ
WCNNFM	343124	834046	45.8	320.5	257C2	19	Cornelia	GA	BLH891201KA
WDUN	342008	834732	42.2	290.1	0550	10	GAINESVILLE	GA	BL970401AM
WFOG	340732	835132	46.8	259.1	246C	100	Gainesville	GA	BLH980825KB
WGAU	335628	832413	29.6	187.6	1340	1	ATHENS	GA	
WGGA	341901	834945	44.8	286.2	1240	1	GAINESVILLE	GA	
WGMG	335518	831414	33.5	160.1	271C3	10	Crawford	GA	BLH960626KB
WIMO	335822	834240	41.4	231.3	1300	1	WINDER	GA	
WJMZFM	344206	823620	88.6	51.3	297C	100	Anderson	SC	BLH790510AD
WKLY	342128	825835	39.2	64.3	0980	1	HARTWELL	GA	
WLBA	341645	834633	39.1	282.2	1130	10	GAINESVILLE	GA	
WLFT	343523	831911	42.8	5.1	1420	5	TOCCOA	GA	BL850114AB
WMJE	342905	833824	40.2	320.5	275C3	16	Clarksville	GA	BLH920304KC
WNEG	343415	831935	40.6	4.5	0630	0.5	TOCCOA	GA	
WNGC	340502	831918	14	165	238C	100	Athens	GA	BMLH930923KC
WPEK	344115	825913	63.5	32.5	251C	100	Seneca	SC	BLH980629KB
WPUP	341413	831603	9.3	68.1	279C3	25	Royston	GA	BLH920113KD
WRFC	335958	832600	23.8	196.2	0960	5	ATHENS	GA	BL860624AA
WSTEFM	344346	832929	59.3	348.4	291C	100	Toccoa	GA	BLH860610KA
WWRKFM	340145	825516	45.1	115.7	221A	3	Elberton	GA	BLH6027
WXAG	335503	832239	32	182.7	1470	1	ATHENS	GA	
WYAY	340732	835132	46.8	259.1	294C	100	Gainesville	GA	BLH970701KZ

Number in list- 27

EXHIBIT - 2A

STATIONS PRESENTLY SERVING COMMERCE

SOUTHERN BROADCASTING OF ATHENS, INC.

EME PROFESSIONAL ENGINEERING SERVICES
FOR THE PROFESSIONAL BROADCASTER**COMMUNICATIONS**293 JC SAUNDERS ROAD
MOULTREE, GEORGIA. 31768
(912)890-2506 (912)985-0864 Fax

DECLARATION AND QUALIFICATIONS OF PREPARER

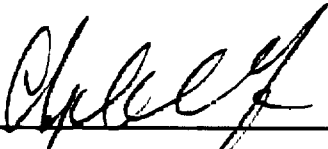
STATE OF GEORGIA)
CITY OF MOULTRIE)
COLOQUITT COUNTY)

§

CLYDE SCOTT, JR. , UNDER PENALTY OF PERJURY, DECLARES AND SAYS
HE IS A BROADCAST ENGINEER AND PRESIDENT OF EME COMMUNICATIONS.
HE HAS BEEN ENGAGED TO PREPARE THE ATTACHED TECHNICAL EXHIBIT.

THAT HIS QUALIFICATIONS ARE A MATTER OF RECORD BEFORE THE FEDERAL
COMMUNICATIONS COMMISSION AND HAS BEEN ACTIVE IN THE BROADCAST
INDUSTRY SINCE 1965 AND IN BROADCAST ENGINEERING SINCE 1972. THAT
HE IS THE HOLDER OF GENERAL RADIOTELEPHONE LICNESE NO. PG-6-30133.

THAT THE ATTACHED TECHNICAL EXHIBIT WAS EITHER PREPARED BY HIM
OR UNDER HIS DIRECT SUPERVISION. ALL MATERIAL AND EXHIBITS HERETO
ARE BELIEVED TO BE TRUE AND CORRECT.

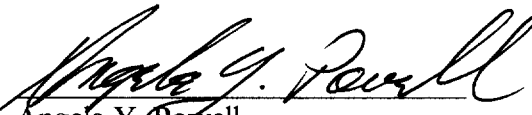


CLYDE SCOTT, JR.

CERTIFICATE OF SERVICE

I, Angela Y. Powell, a paralegal in the law offices of Smithwick & Belendiuk, P.C., certify that on this 20th day of March, 2000, copies of the foregoing were hand delivered to the following:

Andrew Rhodes, Esq.
Federal Communications Commission
The Portals II
445 Twelfth Street, S.W.
Room 2-C261
Washington, DC 20554


Angela Y Powell